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**FISCAL IMPACT STATEMENT**

**LS 6939**

**BILL NUMBER: HB 1464**

**NOTE PREPARED: Feb 4, 2013**

**BILL AMENDED: Feb 4, 2013**

**SUBJECT:** Immunizations by Pharmacists and Pharmacy Students.

**FIRST AUTHOR:** Rep. Davisson

**FIRST SPONSOR:**

**BILL STATUS:** CR Adopted - 1<sup>st</sup> House

**FUNDS AFFECTED: X GENERAL  
DEDICATED  
FEDERAL**

**IMPACT:** State

**Summary of Legislation:** (Amended) This bill adds immunizations for pneumonia, tetanus, diphtheria, acellular pertussis (Tdap), and human papillomavirus (HPV) infection to the immunizations that a pharmacist is allowed to administer to a group of individuals under a drug order, under a prescription, or according to a protocol approved by a physician if certain requirements are met. The bill provides that if a physician uses a protocol, the protocol may apply only to an individual or group of individuals who are: (1) at least 12 years of age but less than 18 years of age, if the individual's parent or guardian is present and consents to the immunization; or (2) at least 18 years of age who have a legal guardian if the individual's guardian consents; or (3) at least 18 years of age. (Current law provides that an individual given an immunization by a pharmacist under a protocol must be at least 14 years of age.)

The bill requires the physician who writes the protocol to actively practice with a medical office in Indiana. It also requires certain information to be available when an immunization is administered under a protocol.

The bill requires a pharmacist or pharmacist's designee to provide immunization data to the immunization data registry unless the patient or the patient's parent or guardian completes an immunization data exemption form.

The bill allows a pharmacist intern or a pharmacist student to administer an immunization to an individual under a drug order or prescription or to administer an immunization to a group of individuals under a drug order or prescription or according to a protocol, subject to rules adopted by the Indiana Board of Pharmacy. The bill provides that the rules: (1) must provide for the direct supervision by a pharmacist, a physician, a physician assistant, or an advanced practice nurse; and (2) may not be less stringent than the requirements applying to a pharmacist who administers an immunization to an individual.

The bill establishes the Interim Study Committee on Adult and Children Immunization Issues.

**Effective Date:** July 1, 2013.

**Explanation of State Expenditures:** The bill would require pharmacists or a designee to enter immunization data on the Indiana State Department of Health (ISDH) Children and Hoosiers Immunization Registry Program (CHIRP). Current Board of Pharmacy rules allow pharmacists to use the CHIRP and would require modification to require the use of the immunization data registry. The required revision should be able to be accomplished within the current level of resources available to the Indiana Professional Licensing Agency (IPLA) and the Board of Pharmacy.

The Indiana Board of Pharmacy would also be required to establish the rules for the administration of immunizations by pharmacist interns or students. It is likely the Board would be able to establish the rules required by the bill within a regularly scheduled business meeting. The Pharmacy Board is required by law to meet at least eight times per year. The Board met 12 times during CY 2012. An extra meeting would require additional expenditures for the seven board members (expenses for travel and per diem) and Professional Licensing Agency time to staff the meeting.

(Revised) The bill also establishes the seven-member Interim Study Committee on Adult and Children Immunization Issues. The committee consists of two members of the Senate, two members of the House of Representatives, the Commissioner of the ISDH or designee, one pediatrician, and one representative of a federally qualified health center. The committee is required to study and make recommendations concerning the programs, policies, and methods that could be implemented to improve the immunization rate of adults and children in the state. The committee is to operate under the policies and procedures governing study committees adopted by the Legislative Council.

(Revised) Under current law (IC 2-5-1.2-11), members of the committee (lay members and members of the General Assembly) would be eligible for per diem, mileage, and travel allowances. These expenses would be paid from FY 2014 appropriations made to the Legislative Council and the Legislative Services Agency. (The committee authority expires December 31, 2013.) Legislative Council resolutions in the past have established budgets for interim study committees in the amount of \$9,500 per interim for committees with fewer than 16 members. The Legislative Services Agency would provide staffing for the new committee and should be able to accomplish this requirement within the current level of resources available to the agency.

**Explanation of State Revenues:**

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:**

**State Agencies Affected:** IPLA, Board of Pharmacy; ISDH; LSA.

**Local Agencies Affected:**

**Information Sources:** 856 IAC 4; IPLA.

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